# This Page Is Inserted by IFW Operations and is not a part of the Official Record

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

## IMAGES ARE BEST AVAILABLE COPY.

As rescanning documents will not correct images, please do not report the images to the Image Problem Mailbox.



CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper or, If this paper is a transmittal letter, every other paper or fee referred to therein, is being facelmile transferred to the Commissioner for Patents & Trademarks at the United States Patent and Trademark Office, Alexandria, VA 22313-14504 at 708-308-7751 on the date shown Delpw.

3 17 04 Daisy texes

Name Pare

Signature

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04-0100

Customer No.:

07278

Docket No.: 05986/100M127-US1

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Timothy J. Cardozo et al.

Serial No.:

10/689,530

Filed: October 17, 2003

For:

METHOD OF ORALLY TREATING INFLAMMATORY SKIN CONDITIONS WITH

PRODRUGS OF 5-FLUOROURACIL

## REQUEST FOR CORRECTED FILING RECEIPT

Commissioner of Patents and Trademarks P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.

2. There is an error with respect to the following data, which is:

incorrectly entered

and/or

omitted.

Secretary of



# Error in

## Correct data

$\boxtimes$	Applicant's name/address	John C. Pui, Ann Arbor, MI	
	Title Filing Date Application Number Foreign/PCT Application Re: Other		
		Remarks:	
	Enclosed please find a copy of the	he Declaration.	
	The Commissioner is respectfull	y requested to issue a new and	correct Filing Receipt.
		Respectfully sui	bmitted,
Dated:	March 8, 2004	Marie Gilfillan Reg. No. 44,083	
		Agent for Appli	cant(s)

DARBY & DARBY P.C. P.O. Box 5257 New York, New York 10150-5257 212-527-7700



### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Putent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Dox 1450 Alvandija, Vinnia 22313-1450

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY, DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/689,530	10/17/2003	1615	0.00	05986/100M127-US1		29	4

07278 DARBY & DARBY P.C. P. O. BOX 5257 NEW YORK, NY 10150-5257



**CONFIRMATION NO. 8661** 

FILING RECEIPT

\*OC000000011725891\*

Date Mailed: 01/21/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt Incorporating the requested corrections (if appropriate).

Applicant(s)

Timothy J. Cardozo, New York, NY; John C. Pui, Forest Hills NY; Ann Ar Doy, M.L.

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/419,231 10/17/2002

Foreign Applications

If Required, Foreign Filing License Granted: 01/16/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

**Early Publication Request: No** 

\*\* SMALL ENTITY \*\*

Title

Method of orally treating inflammatory skin conditions with prodrugs of

Preliminary Class

COMPUTAT		<u></u>	
5-ilugrour	acıı	1/2	
Looseteaf			
Forder	$\Delta b$		
Card	<u> </u>		
Letter			
Foreign I	lg		

Page 2 of 2

424

# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE <u>DECLARATION FOR PATENT APPLICATION</u>

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## METHODS OF ORALLY TREATING INFLAMMATORY SKIN CONDITIONS WITH PRODRUGS OF 5-FLUOROURACIL

the specification of which was filed on October 17, 2003, Application Serial No. not yet assigned.

In the event that the filing date and/or Application Serial No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at **Darby & Darby P.C.**, P.O. Box 5257, New York, New York 10150-5257, to insert above the filing date and/or Application Serial No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

#### FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

was of the approximent of which proving is claimed.
X no such foreign applications have been filed
such foreign application have been filed as follows:

Attorney Docket No.: 1780/1G910US2

# EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Application Number	Application Number Country Date of Filir		Priority Claimed Under 35 USC 119
			Yes No
			Yes No
			Yes No

# ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Application Number	pplication Number Country	
<u>'</u>		1

#### CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

I hereby claim priority benefits under Title 35, United States Code §119(e), of any United States provisional patent application(s) listed below:

x such U.S. provisional applications have been filed as follows:

Application Number	Date of Filing	Priority Claimed Under 35 USC 119
60/419,231	October 17, 2002	x Yes No
		Ycs No
		Yes No

## CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

Attorney Docket No.: 1780/1G910US2

X	no such U.S./PCT applications have been filed.	
	such U.S./PCT application have been filed as follows	3

Application Number	Date of Filing	Status (Patented/Ponding/Abandonod)		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

### I hereby appoint:

Paul F. Fehlner, Ph.D.	35,135	Joseph B. Lerch	26,936	Peter C. Schechter	31,662
Paul Fields	20,298	Bert J. Lewen	19,407	Henry Sternberg	22,408
Melvin C. Gamer	26,272	Scott G. Lindvall	40,325	Robert C. Sullivan, Jr.	30,499
Adda C. Gogoris	29,714	S. Peter Ludwig	25,351	Michael J. Sweedler	19,937
Marc S. Gross	19,614	Joseph R. Robinson	33,448	Pierre R. Yanney	35,418
David Leason	36,195	Robert Schaffer	31,194		

all of **Darby & Darby P.C.**, P.O. Box 5257, New York, New York 10150-5257, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

Please mail all correspondence to S. Peter Ludwig, whose address is:

Darby & Darby P.C. P.O. Box 5257 New York, New York 10150-5257

Please direct telephone calls to: S. Peter Ludwig at (212) 527-7770.

Please direct facsimiles to: (212) 753-6237

Attorney Docket No.: 1780/1G910US2

Full name of sole or first inventor	
Timothy J. Cardozo	
Sole or first inventor's signature	Date /
	91/12/2
Residence	1 11/13/05
New York New York	•
Citizenship US	
Mailing Address	
Maning Adules	
219 West 80th Street	
New York, New York 10024	
Full name of second inventor, if any	
John C. Pui	
Second inventor's signature	Date
Residence	
Ann Arbor, MI	
Citizenship US	
Mailing Address	
1791 Cranberry Court	
Ann Arbor, MI 48103	
Full name of third inventor, if any	
Third inventor's signature	Date
D 1	
Residence	
Citizenship	
Mailing ∧ddress	
•	
Full name of fourth inventor, if any	
rain name of fourth inventor, it any	
Fourth inventor's signature	I Data
. out a remain a regulation of	Date
Residence	
1100100 000	
Citizenship	
Mailing Address	
IVIDINIS ABBUESS	
	•